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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of:

Attorney Docket No.: 2267.398-US-03

Barry L. Rauwirth, et. al.

Application No.: 09/960,606

Examiner: S. Pollard

Filed: September 21, 2001

Group Art Unit: 3727

For: BLOW MOLDED DRUM

RECEIVED

AUG 16 2002

Assistant Commissioner for Patents  
Washington, D.C. 20231

TECHNOLOGY CENTER R3700

Sir:

This Declaration is submitted in support of the Amendment filed with this continuation application.

1. I, Douglas J. Christensen, of the law firm Patterson, Thuente, Skaar & Christensen, P.A., am intellectual property counsel for Entegris, Inc. (hereinafter Entegris), owner of the present application and manufacturer of a blow molded drum covered by the claims in the present application.

2. In light of the claims of the present application, I have made a rigorous examination of a sample plastic drum manufactured by Rikutec, carrying the markings UN1H1/Y1.5/300/ \_\_\_\_/D BAM596-RIKUTEC. Photographs of the Rikutec drum, notated with reference numerals, are attached as Exhibits A-C.

3. With reference to Exhibits A-C, the dimension h4, which is the distance between recessed portion 46 and the top of the chime 64 measured between 1.98 and 2.04 inches. The dimension d1, which is the distance between recessed portion 46 and the top of first fitting

68, measured 0.70 inch. The distance h5, which is the distance between the top of the first fitting 68 and the top of the chime 64 measured about 1.33 inch.

4. In my opinion, the Rikutec drum would infringe the currently pending independent claims 6 and 11 of the present application if those claims become a part of an issued patent in substantially the same form.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Date: 7/22/02

By Douglas J. Christensen  
Douglas J. Christensen



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Exhibit A

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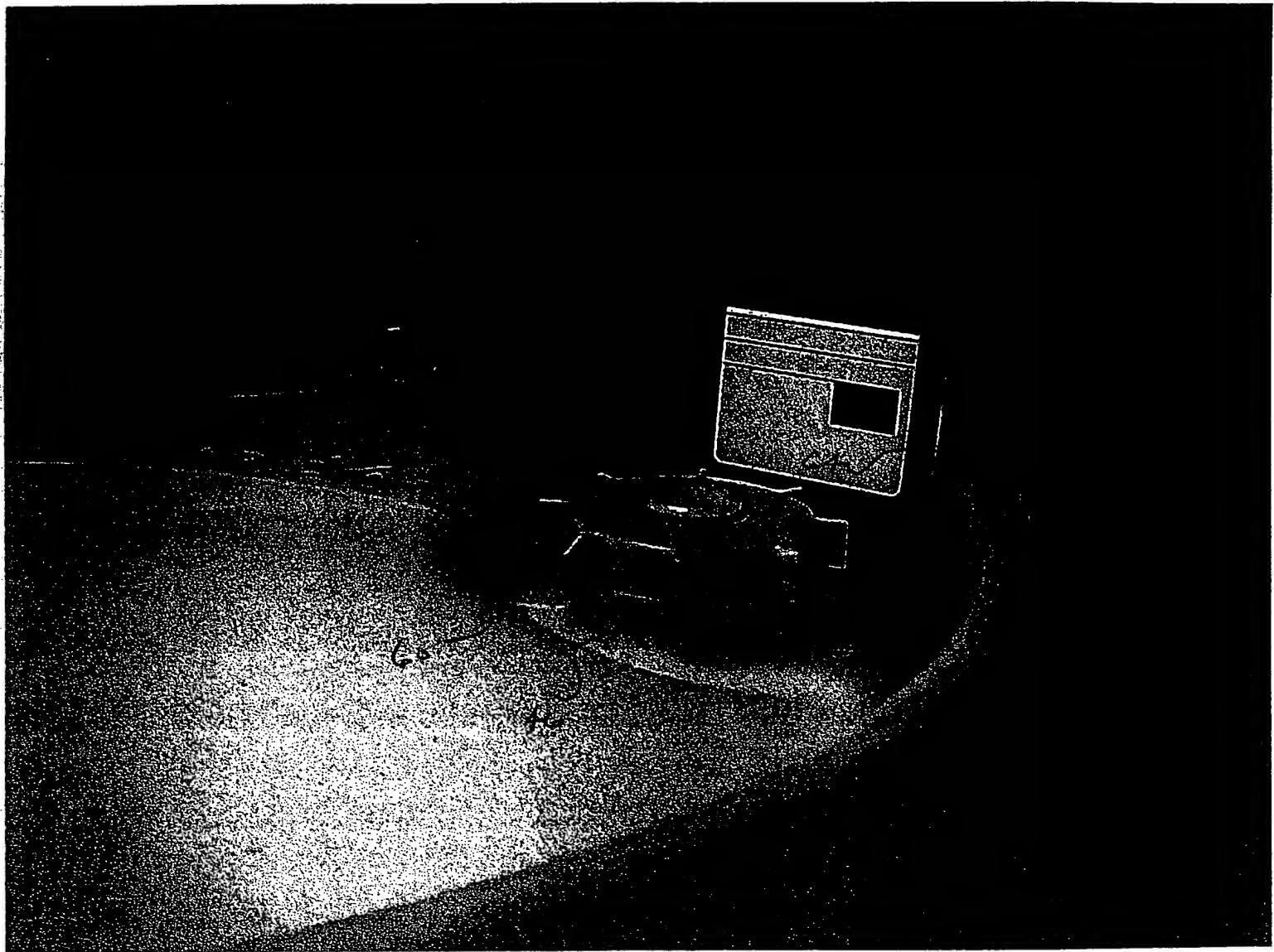


Exhibit B

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Exhibit C

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